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BEFORE THE
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION)	DOCKET NO.
On Its Own Motion)	11-0762
)	
-vs-)	
)	
MT. CARMEL PUBLIC UTILITY COMPANY)	
)	
)	
Reconciliation of revenues)	
collected under gas adjustment)	
charges with actual costs)	
prudently incurred.)	

Springfield, Illinois
Tuesday, October 30, 2012

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MR. LARRY JONES, Administrative Law Judge

APPEARANCES:

MS. KAREN CHANG
Case Manager
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62701

(Appearing on behalf of Staff of
the Illinois Commerce
Commission)

L.A. COURT REPORTERS
By: Carla J. Boehl, Reporter
CSR #084-002710

1 APPEARANCES: (Continued)

2 MR. ERIC BRAMLET
3 KOGER & BRAMLET, P.C.
4 316 ½ Market Street
5 PO Box 278
6 Mt. Carmel, Illinois 62863

7 (Appearing via teleconference on
8 behalf of Mt. Carmel Public
9 Utility Co.)

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I N D E X

WITNESS
(None)

DIRECT CROSS REDIRECT RECROSS

EXHIBITS

		MARKED	ADMITTED
	Mt. Carmel 1.0	E-Docket	14
	Mt. Carmel 2.0	E-Docket	14
	ICC Staff 1.0, 1.1	E-Docket	17
	ICC Staff 2.0, 2.1	E-Docket	17

1 PROCEEDINGS

2 JUDGE JONES: Good morning. I call for hearing
3 Docket Number 11-0762. This is titled in part
4 Illinois Commerce Commission on its own motion versus
5 Mt. Carmel Public Utility Company, reconciliation of
6 revenues collected under actual charges with actual
7 costs prudently incurred.

8 At this time we will, as before, take
9 the appearances orally for the record. Again, if you
10 appeared at a prior hearing in this docket, you do
11 not need to restate your business address or phone
12 number or respell your name, unless any of those
13 things have changed or you are simply prefer to do
14 that. First we will take the appearance on behalf of
15 Mt. Carmel Public Utility Company.

16 MR. BRAMLET: Thank you, Your Honor. Appearing
17 on behalf of Mt. Carmel, my name is Eric Bramlet.

18 JUDGE JONES: Thank you. Commission Staff?

19 MS. CHANG: My name is Karen Chang. I am staff
20 for Illinois Commerce Commission.

21 JUDGE JONES: Thank you. Are there any other
22 appearances?

1 (No response.)

2 Let the record show there are not.

3 Do the parties wish to offer your

4 evidence into the record today and close the record?

5 MR. BRAMLET: Your Honor, it is entirely up to

6 you. I didn't know if you wanted any DR responses at

7 this time or not?

8 JUDGE JONES: I think that would probably be a

9 good idea for that to be a late filing.

10 MR. BRAMLET: Okay. We will do that. Do we

11 need to do it on the phone today or by affidavit,

12 whichever the judge prefers, as far as the rest of

13 the testimony and exhibits?

14 JUDGE JONES: I think Staff is using

15 affidavits. If you want to just send in an

16 affidavit, that's okay. But if you prefer to put the

17 witness on to identify the testimony, that would be

18 satisfactory as well. Whatever your preference.

19 MR. BRAMLET: Your Honor, I have an affidavit

20 prepared. The witness is here. So it is at your

21 pleasure.

22 JUDGE JONES: All right. If you have the

1 affidavit prepared, you might as well just go ahead
2 and file it.

3 MR. BRAMLET: For the record, Your Honor, the
4 affidavit will be filed and it is the fourth exhibit.
5 It will be the direct testimony, the stip with the
6 filing, the DR responses and then the affidavit,
7 Exhibits 1, 2, 3 and 4.

8 JUDGE JONES: Thank you. All right. You are
9 offering those into evidence at this time subject to
10 the filing of the affidavit?

11 MR. BRAMLET: Yes, Your Honor.

12 JUDGE JONES: And the submission of the late
13 exhibit consisting of the DR responses?

14 MR. BRAMLET: Yes, sir.

15 JUDGE JONES: Is that essentially the same DR
16 responses as before, being one sometimes referred to
17 as prudence-related?

18 MR. BRAMLET: Yes, Your Honor.

19 JUDGE JONES: Okay. Is all that acceptable to
20 the Commission Staff.

21 MS. CHANG: Staff has no objection. Thank you.

22 JUDGE JONES: All right. Those exhibits are

1 admitted into the evidentiary record, in some
2 instances subject to their being filed. Admitted is
3 Mt. Carmel Exhibit 1.0, testimony of Ms. Felts
4 F-E-L-T-S. It is admitted as filed on April 12,
5 2012. It includes certain attachments to it, G-1 and
6 G-2 which are identified on e-Docket as file two and
7 three.

8 (Whereupon Mt. Carmel Exhibit
9 1.0 was admitted into evidence.)

10 JUDGE JONES: Also admitted is so-called Mt.
11 Carmel Exhibit 2.0, public notices filed on October
12 22, 2012.

13 (Whereupon Mt. Carmel Exhibit
14 2.0 was admitted into evidence.)

15 JUDGE JONES: The DR responses will be 3, Mt.
16 Carmel Exhibit 3.0.

17 Is 21 days sufficient to get those
18 sent in?

19 MR. BRAMLET: Yes, Your Honor.

20 JUDGE JONES: So leave of 21 days is provided
21 for that. It will be deemed part of the evidentiary
22 record upon being filed.

1 Lastly 4.0, Mt. Carmel Exhibit 4.0,
2 that is, will be the affidavit of Ms. Felts, and you
3 can file that pursuant to that same filing schedule
4 or sooner.

5 I think that covers the Mt. Carmel
6 case. Let me make sure. Do you have anything else
7 to present?

8 MR. BRAMLET: No, Your Honor.

9 JUDGE JONES: All right. Now turning to the
10 Commission Staff, I believe there are two testimony
11 filings as well as affidavits, is that right?

12 MS. CHANG: Yes, Your Honor.

13 JUDGE JONES: Okay. What will you be offering
14 today?

15 MS. CHANG: We are offering that the Commission
16 accept Mt. Carmel's suggestion or their conclusion
17 that we need to accept their final conclusion of the
18 adjustment that they admitted in their testimony.

19 JUDGE JONES: And you are offering some
20 exhibits into the record, is that right? Staff
21 exhibits?

22 MS. CHANG: That, too, yes.

1 JUDGE JONES: Okay. One moment.

2 (Pause.)

3 What Staff exhibits are you offering
4 into the record today?

5 MS. CHANG: We have Staff direct testimony,
6 Exhibit 1 and Exhibit 2, and we have affidavit 1 and
7 2 and we call that 1.1 and 1.2.

8 JUDGE JONES: Thank you.

9 MS. CHANG: I am sorry, 2.1 is the affidavit of
10 Eric Lounsberry and 1.1 is my affidavit.

11 JUDGE JONES: Okay, thank you. The testimony
12 filings were made on what date?

13 MS. CHANG: It was made on October 16, 2012.

14 JUDGE JONES: Thank you. Let the record show
15 that the Staff exhibits just mentioned are admitted
16 into the evidentiary record. That includes
17 Ms. Chang's testimony, Staff Exhibit 1.0, filed on
18 October 18, 2012, and her affidavit being 1.1 filed
19 on October 18, 2012.

20 Also admitted is Mr. Lounsberry's
21 testimony, Staff Exhibit 2.0, filed on October 16 and
22 his affidavit, Staff Exhibit 2.1, filed on October

1 18, 2012.

2 (Whereupon ICC Staff Exhibits
3 1.0, 1.1, 2.0 and 2.1 were
4 admitted into evidence.)

5 JUDGE JONES: Hereby go off the record to
6 briefly discuss other post-hearing scheduling.

7 (Whereupon there was then had an
8 off-the-record discussion.)

9 JUDGE JONES: Back on the record.

10 There was a short off-the-record
11 discussion for the purposes indicated. The outcome
12 of that is agreement on a filing date for a draft or
13 suggested Order. The date is December 6, I believe.

14 Any objections to December 6 being the
15 date for that filing?

16 MS. CHANG: Not from Staff, Your Honor. Thank
17 you.

18 MR. BRAMLET: No, Your Honor.

19 JUDGE JONES: All right. Thank you. Now,
20 there were some dates in the process there that
21 preceded the final date. Did you want those put into
22 the record or not?

1 MR. BRAMLET: No, Your Honor, I think we can do
2 without them.

3 JUDGE JONES: Okay. Anybody else?

4 MS. CHANG: No objection.

5 JUDGE JONES: I think that may conclude things
6 for today then. Let me make sure. Does anybody have
7 anything further before we mark this matter heard and
8 taken?

9 MS. CHANG: Not from Staff.

10 MR. BRAMLET: Not from Mt. Carmel.

11 JUDGE JONES: Let the record show that today's
12 hearing is over. In accordance with the
13 above-referenced scheduling and subject to some
14 post-hearing scheduling items, this matter is hereby
15 marked heard and taken.

16 HEARD AND TAKEN

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